

1 PHILLIP A. TALBERT
2 United States Attorney
3 DAVID W. SPENCER
4 Assistant United States Attorney
5 501 I Street, Suite 10-100
Sacramento, CA 95814
Telephone: (916) 554-2700
Facsimile: (916) 554-2900
5

6 Attorneys for Plaintiff
7 United States of America
8

9
10
11 IN THE UNITED STATES DISTRICT COURT
12 EASTERN DISTRICT OF CALIFORNIA

13 UNITED STATES OF AMERICA,
14 v.
15 AARON IRIBE, and
DANIEL LOPEZ,
16 Defendants.

CASE NO. 2:21-CR-189-DJC
STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
FINDINGS AND ORDER
DATE: March 21, 2024
TIME: 9:00 a.m.
COURT: Hon. Daniel J. Calabretta

17
18 STIPULATION

19 1. By previous order, this matter was set for status on March 21, 2024.

20 2. By this stipulation, defendants now move to continue the status conference until May 2,
21 2024, at 9:00 a.m., and to exclude time between March 21, 2024, and May 2, 2024, under Local Code
22 T4.

23 3. The parties agree and stipulate, and request that the Court find the following:

24 a) The government has represented that the discovery associated with this case
25 includes approximately 148 pages of reports, search warrants, and other documents, as well as
26 multiple audio and video recordings and the contents of seized cell phones. All of this discovery
27 has been either produced directly to counsel and/or made available for inspection and copying.

1 b) On October 11, 2022, defendant Daniel Lopez made his initial appearance in this
2 district and attorney Mark Reichel was appointed to represent him. ECF No. 59.

3 c) Counsel for defendants desire additional time to review this discovery, conduct
4 factual investigation, evaluate the charges and potential defenses, consult with their respective
5 clients, and otherwise prepare for trial.

6 d) Counsel for defendants believe that failure to grant the above-requested
7 continuance would deny them the reasonable time necessary for effective preparation, taking into
8 account the exercise of due diligence.

9 e) The government does not object to the continuance.

10 f) Based on the above-stated findings, the ends of justice served by continuing the
11 case as requested outweigh the interest of the public and the defendant in a trial within the
12 original date prescribed by the Speedy Trial Act.

13 g) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
14 et seq., within which trial must commence, the time period of March 21, 2024 to May 2, 2024,
15 inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4]
16 because it results from a continuance granted by the Court at defendant's request on the basis of
17 the Court's finding that the ends of justice served by taking such action outweigh the best interest
18 of the public and the defendant in a speedy trial.

19 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
20 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
21 must commence.

22 IT IS SO STIPULATED.

23
24 Dated: March 18, 2024

PHILLIP A. TALBERT
United States Attorney

25
26 _____
27 /s/ DAVID W. SPENCER
28 DAVID W. SPENCER
 Assistant United States Attorney

1 Dated: March 18, 2024

/s/ Jennifer Mouzis

Jennifer Mouzis
Counsel for Defendant
AARON IRIBE

2 Dated: March 18, 2024

/s/ Mark Reichel

Mark Reichel
Counsel for Defendant
DANIEL LOPEZ

8 **ORDER**

9 IT IS SO FOUND AND ORDERED this 18th day of March, 2024.

10 /s/ Daniel J. Calabretta

11 THE HONORABLE DANIEL J. CALABRETTA
12 UNITED STATES DISTRICT JUDGE